

IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF NEBRASKA

IN RE:	)	
	)	
ROBERT DEAN GARTNER,	)	Bankr. Case No. 06-40422
	)	Chapter 12
Debtor.	)	
	)	
UNITED STATES OF AMERICA,	)	
	)	
Appellant,	)	4:09CV3008
	)	
v.	)	
	)	
ROBERT DEAN GARTNER,	)	ORDER
	)	
Appellee.	)	
	)	

This matter is before the Court on the agreed motion to stay briefing on appeal (Filing No. 5). The Court finds the stay should be granted. Accordingly,

IT IS ORDERED:

1) Briefing in this matter is stayed pending a decision from the United States Court of Appeals for the Eighth Circuit in either *Knudsen v. IRS* (No. 08-2820) or *United Stats v. Schilke* (No. 08-3227).

2) The parties shall advise the Court when there is a decision in either of those cases and shall submit a proposed briefing schedule to the Court in this matter, which shall include all items that comprise the record.

DATED this 11th day of February, 2009.

BY THE COURT:

/s/ Lyle E. Strom

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LYLE E. STROM, Senior Judge  
United States District Court